

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : To Be Assigned Confirmation No. :  
First Named Inventor : Yusuke KAJITA  
Filed : Concurrently Herewith  
TC/A.U. : To Be Assigned  
Examiner : To Be Assigned  
  
Docket No. : 080306.55701US  
Customer No. : 23911  
  
Title : Hydraulic Drive Unit

**INFORMATION DISCLOSURE STATEMENT  
UNDER 37 C.F.R § § 1.97 AND 1.98**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicant hereby notifies the U.S. Patent and Trademark Office of the documents which are listed on the attached Form PTO-1449 and/or listed herein and which the Examiner may deem relevant to patentability of the claims of the above-identified application.

**CONCISE EXPLANATION OF NON-ENGLISH LANGUAGE  
DOCUMENTS**

English abstracts summarizing the disclosures of the publications are submitted herewith.

In compliance with the concise explanation requirement under 37 C.F.R. § 1.98(a)(3) for foreign language documents, Applicant encloses herewith a copy of a corresponding foreign Search Report citing documents AK-AM, together with

an English-language version (if not already included) of that portion of the Search Report indicating the degree of relevance found by the foreign office.

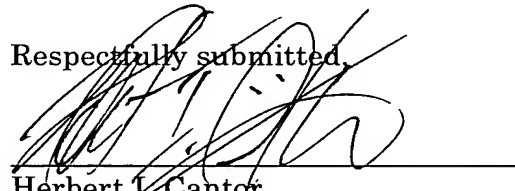
The present Information Disclosure Statement is being filed (1) no later than three months from the application's filing date or (2) before the mailing date of the first Office Action on the merits (whichever is later), and therefore no certification under 37 C.F.R. § 1.97(e) or fee under 37 C.F.R. § 1.17(p) is required.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant does not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

If necessary, the paper should be considered as a petition for consideration of the Information Disclosure Statement under 37 C.F.R. § 1.97(d)(2) and that the petition fee set forth in 37 C.F.R. § 1.17(i) in accordance with 37 C.F.R. § 1.97(d)(3) should be charged to Deposit Account 05-1323, Docket No.: 080306.55701US.

January 3, 2005

Respectfully submitted,



Herbert V. Cantor

Registration No. 24,392

CROWELL & MORING LLP  
Intellectual Property Group  
P.O. Box 14300  
Washington, DC 20044-4300  
Telephone No.: (202) 624-2500  
Facsimile No.: (202) 628-8844  
HIC:vgp

DT05 Rec'd PCT/PTO 03 JAN 2005

FORM PTO-1449 U.S. Department of Commerce Patent & Trademark Office  <b>INFORMATION DISCLOSURE STATEMENT</b> <i>(Use several sheets if necessary)</i>	Attorney Docket No. 080306.55701US	Serial No. To Be Assigned
	Applicant: Yusuke KAJITA et al.	
	Filing Date Concurrently Herewith	Group To Be Assigned

## U.S. PATENT DOCUMENTS

Examiner Initial		Document Number	Date	Name	Class	Sub-Class	Filing Date (if appropriate)
	AA	2003/0106423	6/12/03	Hajek, JR. et al.			
	AB						
	AC						
	AD						
	AE						
	AF						
	AG						
	AH						
	AI						
	AJ						

## FOREIGN PATENT DOCUMENTS

Examiner Initial		Document Number	Date	Name	Class	Sub-Class	TRANSLATION	
							Yes	No
	AK	DE 1010951	1/31/02	Komatsu MFG Co., Ltd.				
	AL	JP 2002-031104	1/31/02	Komatsu MFG Co., Ltd.			Abstract	
	AM	JP 60-208610	10/21/85	Toshiba Machine Co., Ltd.			Abstract	
	AN	JP 60-179504	9/13/85	Mitsubishi Heavy Ind. Ltd.			Abstract	
	AO							
	AP							

## OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, etc.)

	AQ	
	AR	
	AS	

EXAMINER

DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication.